IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.1066 OF 2006

Kudacheralicum Nanu Pillay Rajendran
@Mr.K.N.Rajendran @Pillani Babuji. ... Petitioner.

vs.

The State of Maharashtra. ...Respondent

Mr.Anilkumar Patil, for Petitioner/Appellant.

Ms.S.D.Shinde, A.P.P. for the State-Respondent.

AND

CRIMINAL APPLICATION NO.911 OF 2006

Manohar Bhagvat Ahire. ... Applicant.

vs.

The State of Maharashtra. ...Respondent

Mr.M.S.Patankar, for Petitioner/Appellant.

Mr.Y.S.Shinde, A.P.P. for the State-Respondent.

CORAM: V.M.KANADE,J.

DATED: 31st March,, 2006

P.C.:-

1. Heard the learned Counsel appearing for the applicants. Both these applications can be disposed of by a common order as they pertain to same C.R. which is registered with Manmad City Police Station for the offence punishable under Section 406, 408, 409, 201 read with Section 34 of Indian Penal Code. It is alleged that there was misappropriation of funds of Central Railways Employees Co-operative Consumer Society at Manmad in which both the applicants had worked as Chairman. The allegation is that during the period from 1.4.2002 to 31.3.2003 there was misappropriation of amount of Rs.16,00,000/- (Rupees Sixteen lakhs only). The applicants were arrested on 28.1.2006 and 4.2.2006 respectively. Initially they were remanded to police custody and thereafter they are transferred to judicial custody.

2. Heard the learned A.P.P. appearing for the State. The learned A.P.P. submitted that the chargesheet is likely to be filed within about 10 days. The entire documentary evidence is in possession of the Investigating Officer. The allegation is of misappropriation and fabrication of bills and vouchers. Therefore, in my view, the further detention of the applicants in the Custody is not necessary. The applicants are having permanent place of residence and they are not likely to abscond. Under these circumstances, the following order is

passed:-

1. The applicants be released on bail in the sum of Rs.10,000/- each with one or two sureties in the like amount.

2. The applicants, however, shall report to Manmad City Police Station as and when they are called, till filling of the chargehseet. Even after the chargesheet is filed, they shall report to Manmad City Police Station as and when called, for a period of one month, and thereafter shall report to the said police station once in a month.

3. The applicants shall not threaten any witness.

The applications are disposed of.

(V.M.Kanade, J.)